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**UNITED STATES DISTRICT COURT**

**THE DISTRICT OF NEVADA**

SOMERSET AT SAHARA, LLC, a Nevada  
limited liability company;

Plaintiff,

vs.

COLLIERS INTERNATIONAL NORTH  
TEXAS, LLC, a Texas limited liability  
company; ROBERT M. ACUFF, an  
individual; THOMAS L. SUTHERLAND, an  
individual; COLLIERS NEVADA, LLC, a  
Nevada limited liability company; STEVE  
EVERBACH, an individual;  
HEALTHMEDICA, INC., a California  
corporation; UNIFUND, INC., a California  
corporation; SAN FRANCISCO MEDICAL  
INSTITUTE, INC., a California corporation;  
NATHAN SASSOVER, an individual;  
FLOORESCENCE, INC., a California  
corporation; DOE INDIVIDUALS 1 through  
40; DOE EMPLOYEES 1 through 40; DOE  
COMMERCIAL REAL ESTATE BROKERS

Case No. 2:22-cv-00486-JCM-NJK

**STIPULATION AND ORDER  
TO EXTEND BRIEFING SCHEDULE**

1 1 through 40; and ROE CORPORATIONS 1  
 2 through 40; DOE NEGLIGENT  
 3 EMPLOYERS 1 through 40; DOE  
 4 NEGLIGENT EMPLOYEES 1 through 40;  
 ROE NEGLIGENT COMMERCIAL REAL  
 ESTATE BROKERS 1 through 40,

5 Defendants.

6  
 7 **STIPULATION AND ORDER TO EXTEND BRIEFING SCHEDULE**

8 IT IS HEREBY STIPULATED, by and between Plaintiff SOMERSET AT SAHARA,  
 9 LLC, by and through its attorneys of record, EGLET ADAMS and RICE REUTHER SULLIVAN  
 10 & CARROLL, LLP; and Defendants COLLIERS INTERNATIONAL NORTH TEXAS, LLC,  
 11 ROBERT M. ACUFF, THOMAS L. SUTHERLAND, COLLIERS NEVADA, LLC, and STEVE  
 12 EVERBACH, by through their attorneys of record, LEWIS ROCA ROTHGERBER CHRISTIE  
 13 LLP and MUNSCH HARDT KOPF & HARR, P.C. that:

14 The due date for Plaintiff's Opposition to Defendants Colliers International North Texas,  
 15 LLC, Robert M. Acuff, Thomas L. Sutherland, and Colliers Nevada, LLC's Rule 12(b)(6) Motion  
 16 to Dismiss [ECF No. 9], and the due date for Plaintiff's Opposition to Defendant Steve Everbach's  
 17 Motion to Dismiss Plaintiff's Complaint for Lack of Personal Jurisdiction and for Failure to State  
 18 A Claim Pursuant to Federal Rule of Civil Procedure 12(b)(2) and (6) [ECF NO. 10], shall be  
 19 extended from April 7, 2022 to April 28, 2022; and

20 Defendants' Responses to Plaintiff's Oppositions shall be extended from April 14, 2022,  
 21 to May 12, 2022.

22 This request for an extension of time is not sought for any improper purpose or for purposes  
 23 of delay and is based upon the following: Plaintiff's counsel initiated this request because counsel  
 24 has been occupied preparing numerous Replies to Motions in Limine and Oppositions to Motions  
 25 in Limine in a catastrophic personal injury matter currently pending in the Eighth Judicial District  
 26 Court entitled *Ethan Ferree v. Sin City Tours, et al. Case No. A-18-774286-C*. Plaintiff has also  
 27 been occupied preparing for an Evidentiary Hearing in another a catastrophic personal injury  
 28 matter currently pending in the Eighth Judicial District Court entitled *Jeff Merlino v. Signal Butte*

*Investors, LLC, et al. Case No. A-18-769300-C.* Defendants' counsel will also be in a two (2) week trial that is scheduled to begin on April 25, 2022. This is Plaintiff's counsel and Defendants' counsel's first request to extend these deadlines, which is made in good faith and not for purposes of delay.

WHEREFORE, the parties respectfully request that the Court extend the time for Plaintiff to file its Oppositions to Defendants' Motions to Dismiss to April 28, 2022, and that the Court extend the time for Defendants' Responses to Plaintiff's Oppositions to May 12, 2022.

DATED this 7th day of April, 2022.

DATED this 7th day of April, 2022.

**EGLET ADAMS**

**LEWIS ROCA ROTHGERBER CHRISTIE LLP**

/s/ Tracy A. Eglet, Esq.

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*Texas, LLC, Robert M. Acuff, Thomas Lee Sutherland*

*and Case Commercial Real Estate Partners, LLC*

### **ORDER**

Based upon the Parties' Stipulation and GOOD CAUSE APPEARING THEREFOR, IT IS SO ORDERED:

**IT IS SO ORDERED.**

  
UNITED STATES DISTRICT JUDGE

DATED: April 8, 2022